



SAS:DC:ph 7/3/02 5673-62083 cp03/cl6-us2

PATENT
Attorney Reference Number 5673-62083

#6 MP#
Box 5673

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Bournnell et al.

Art Unit: Not yet assigned

Application No. 10/043,881

Filed: January 9, 2002

For: HERPESVIRUS VECTORS AND THEIR
USES

Examiner: Not yet assigned

Date: July 3, 2002

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service on July 3, 2002, as First Class Mail in an envelope addressed to:
US PATENT AND TRADEMARK OFFICE, BOX
SEQUENCE, PO BOX 2327, ARLINGTON, VA 22202


Susan Apert Siegel, Ph.D.
Agent for Applicant

MISSING PARTS TRANSMITTAL LETTER

U.S. PATENT AND TRADEMARK OFFICE
BOX SEQUENCE
PO BOX 2327
ARLINGTON VA 22202

Enclosed for filing in the application referenced above are the following:

- ☒ Copy of Notice to File Missing Parts of Application--Filing Date Granted
- ☒ Basic Filing Fee of \$740.00
- ☒ One Month Extension Fee of \$110.00
- ☒ Surcharge for Late Filing of Fee or Oath or Declaration
 - ☐ \$65.00 - Small Entity
 - ☒ \$130.00 - All Others
- ☒ Nucleotide and/or Amino Acid Sequence Submission
 - ☒ Computer Readable Copy
 - ☒ Paper Copy (identical to computer copy), 5 pages
 - ☒ Statement in compliance with 37 C.F.R. § 1.821 verifying identity of above copies
- ☒ Response to Notice to File Missing Parts and Second Preliminary Amendment
- ☒ A check in the amount of \$980.00 to cover the above-listed fees
- ☒ Applicants petition for an extension of time for one month(s). If an additional extension of time is required please consider this a petition therefor.

07/15/2002 HMARZ11 00000045 10043881

03 FC:115


110.00 OP

- ☒ The Director is hereby authorized to charge any additional fees that may be required, or credit over-payment, to Account No. 02-4550. A copy of this sheet is enclosed.
- ☒ Please return the enclosed postcard to confirm that the items listed above have been received.

Respectfully submitted,

KLARQUIST SPARKMAN, LLP

By



Susan Alpert Siegel, Ph.D.
Registration No. 43,121

One World Trade Center, Suite 1600
121 S.W. Salmon Street
Portland, Oregon 97204
Telephone: (503) 226-7391
Facsimile: (503) 228-9446

cc: Docketing



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

JUL 09 2002

APPLICATION NUMBER	FILING RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/043,881	01/08/2002	Michael Edward Griffith Bournnell	5673-62083

CONFIRMATION NO. 7700

FORMALITIES LETTER



OC000000007788916

KLARQUIST SPARKMAN, LLP
One World Trade Center, Suite 1600
121 S. W. Salmon Street
Portland, OR 97204

Date Mailed: 04/04/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

07/15/2002 HMARZ11 00000045 10043881

FILED UNDER 37 CFR 1.53(b)

01 FC:101
02 FC:105

740.00 OP
130.00 OP

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 870.**
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase Patent Software, call (703) 306-2600
- For Patent Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE